IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL.

Writ Petition No. 6573(S/S)2001
(Old no. 3452/1994)

Sobha Daryanani D/o late Sri Parumal Daryanani,
R/o 12, Ramnath Building, Near Ashok Cinema,
Chowk, Lucknow. ---- Petitioner.

Vs.

1. State of U.P. through Secretary Medical & Health,
   Civil Secretariat, Vikas Bhawan, Lucknow,
2. Vikas Aayukt, Gramin Evam Laghu Udhyog,
   Uttarakhand, Srinagar, Garhwal,
3. Addl. Chief Secretary, Govt. of U.P.,
   Civil Secretariat, Vidhan Bhawan, Lucknow,
4. Secretary, Uttarakhand, Vikas Vibhag,
   Govt. of U.P., Civil Secretariat, Lucknow. ---Respondents.

Sri Anil K. Joshi, learned counsel for the petitioner.
Sri Paresh Tripathi, learned Brief Holder for state of Uttarakhand.

Hon'ble M.M. Ghildiyal, J.

Heard Sri Anil K. Joshi, learned counsel for the petitioner and Sri Paresh Tripathi, learned Standing Counsel for the State of Uttarakhand.

The petitioner has preferred this writ petition against the termination order dated 22.03.1994 and consequential order dated 21st April 1994 passed by respondent no. 2 & 1 respectively.

The Lucknow Bench of Allahabad High Court on 21.07.1994 has stayed operation of impugned order dated 22.03.1994 mentioning therein that opposite party no. 2 shall permit the petitioner to join its office and the petitioner shall be

entitled to get salary from opposite party no. 2 after she submits her joining report.

Learned counsel for the petitioner has submitted that petitioner has now been regularized vide order dated 19th February 2001.

Only Grievance of the petitioner which remain unsettled till date is regarding payment of salary with effect from March 1994 to October 1995 for which the petitioner may make representation before respondent no. 2 i.e. development commissioner, Gramin Evam Laghu Udhyog, Uttarakhand, Srinagar, Garhwal within a period of two weeks from today. And, in case, the petitioner complies with the directions of this Court, the respondent no. 2 may pass orders in regard to payment of salary to the petitioner for the aforesaid period, provided the petitioner had actually worked with the Department during that period. The representation of the petitioner, if moved, shall be decided within a period of one month from the date of production of representation before respondent no.2 alongwith a certified copy of this order.

With these directions, the writ petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J.)

July 25, 2007:
NCM: